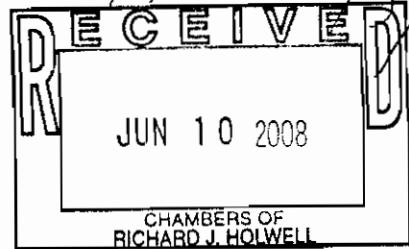
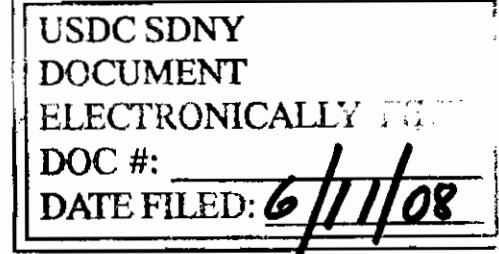


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Oppenheim Kapitalanlagegesellschaft mbH,)
 ERSTE-SPARINVEST Kapitalanlagegesellschaft)
 m.b.H.,)
 Oppenheim Asset Management Services S.à r.l.,)
 Union Asset Management Holding AG,)
 INDEXCHANGE Investment AG,)
 SEB Investment Management AB,)
 Raiffeisen Kapitalanlage-Gesellschaft m. b. H.,)
 Pioneer Investments Kapitalanlagegesellschaft)
 mbH,)
 Pioneer Investments Austria GmbH,)
 LRI Landesbank Rheinland-Pfalz International)
 S.A.,)
 Landesbank Berlin Investment GmbH,)
 Deutsche Asset Management)
 Investmentgesellschaft mbH,)
 DWS Investment GmbH,)
 Skandia Insurance Company Ltd., and)
 Fortis Investment Management SA,)
)
 Plaintiffs,)
)
 v.)
)
 VIVENDI UNIVERSAL, S.A., JEAN MARIE)
 MESSIER, and GUILLAUME HANNEZO,)
)
 Defendants.)

CIVIL ACTION NO.: 1:07-cv-8830
 [Related to Civil Action No.
 1:02-cv-05571-RJH-HBP]

NOTICE OF DISMISSAL AS TO PLAINTIFF PIONEER INVESTMENTS AUSTRIA
GmbH (f/k/a CAPITAL INVEST)

Pursuant to Fed. R. Civ. P. 41(a)(1),¹ Plaintiff Pioneer Investments Austria GmbH (f/k/a Capital Invest) hereby submits its notice of dismissal without prejudice of its claims in

¹ This Notice of Dismissal is also filed in accordance with the Court's Order filed April 10, 2008 in Case No. 02 Civ. 5571 (Doc. #472), in which the Court granted therein individual plaintiff status to Pioneer Investments Austria GmbH (f/k/a Capital Invest).

the above-captioned matter as against all Defendants.

Date: June 6, 2008

William Narwold/lm

William H. Narwold (WN-1713)

Motley Rice LLC

One Corporate Center

20 Church Street, 17th Floor

Hartford, CT 06103

Telephone: (860) 882-1676

Facsimile: (860) 882-1682

*Attorneys for the Plaintiff PIONEER
INVESTMENTS AUSTRIA GmbH (f/k/a
CAPITAL INVEST)*

Of Counsel:

Joseph F. Rice

Ann K. Ritter

Motley Rice LLC

28 Bridgeside Blvd.

Mount Pleasant, SC 29465

Telephone: (843) 216-9000

Facsimile: (843) 216-9450

and

Leslie M. Kelleher (LMK-5943)

Caplin & Drysdale, Chartered

375 Park Avenue, 35 Floor

New York, NY 10152-3500

Telephone: (212) 319-7125

Facsimile: (212) 644-6755

Attorneys for the Plaintiff

Of Counsel:

Nathan D. Finch

Kevin C. Maclay

Caplin & Drysdale, Chartered

One Thomas Circle, N.W.

Suite 1100

Washington, D.C. 20005

Telephone: (212) 319-7125

Facsimile: (212) 644-6755

SO ORDERED

John A. MacLay
U.S.D.L.
6/11/08